UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

SYNCORA GUARANTEE INC., formerly known as XL CAPITAL ASSURANCE INC.,

Plaintiff,

-against-

EMC MORTGAGE CORPORATION,

Defendant.

Index No. 09 Civ. 3106 (PAC)

NOTICE OF APPEARANCE

TO THE CLERK OF THIS COURT and ALL PARTIES OF RECORD:

PLEASE TAKE NOTICE THAT, Seth M. Kruglak, Esq., of Greenberg Traurig, LLP, hereby appears as counsel in this case for the Defendant, EMC Mortgage Corporation, and requests that all papers in this action be served upon the undersigned. I certify that I am admitted to practice in this court.

Dated: New York, New York November 3, 2011

/s/ Seth M. Kruglak

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Attorneys for Defendant EMC Mortgage Corporation